IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTY FIRST DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 743 of 2005

Between:

P. Subramanyam, S/o. P. Venkata Subbaiah,
Maruthi Nagar, Cuddapah Town & District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh rep by Principal Secretary,

Department of Home, Secretariat, Hyderabad.
2 The District Collector, Cuddapah, Cuddapah District.
3 The Superintendent of Police, Cuddapah, Cuddapah District.
4 The Deputy Superintendent of Police, Cuddapah, Cuddapah District.
5 The Circle Inspector of Police, Task Force, First Floor, Tulak Police

Station, Cuddapah Town & District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of 5th respondent in asking the petitioner to appear before him along with his clients at the instance of the third parties and also under the guise of the Task Force said to have been constituted by the 2nd as highly arbitrary, illegal, highhanded and violative of the fundamental rights guaranteed to me under Articles 14, 19 (1) (g) and 21 of the Constitution of India and consequently direct the respondents not to interfere with the private life & practice of the petitioner.

Counsel for the Petitioner:MR.V.R.REDDY KOVVURI

Counsel for the Respondents No.1 to 5: GP FOR HOME

The Court at the stage of admission made the following ORDER:

Petitioner is a practising advocate. His grievance is that the fifth respondent informed him on telephone stating that himself and his clients shall appear before him. It is also stated that the fifth respondent informed him that the District Collector, Kadapa, the second respondent, constituted a task force to resolve the civil disputes and he is entitled to require the appearance of the petitioner and his clients. He seeks appropriate directions in this regard.

Heard learned counsel for the petitioner and learned Government Pleader for Home.

The only material before this Court, as of now, is the bare allegation of the petitioner which, in turn, is said to be on the basis of a telephonic message received from the fifth respondent. Unless the allegations of the petitioner are supported by any written intimation or the petitioner was taken to the fifth respondent physically, this Court finds it difficult to act upon such allegations. It hardly needs an emphasis that the police cannot interfere in civil disputes nor does the Government or its agencies can constitute any Cell etc. in this regard. The petitioner can certainly approach this Court in case any tangible steps in this regard are taken. In such an event, the respondents concerned can be dealt with sternly and seriously by this Court.

Therefore, the writ petition is disposed of leaving it open to the petitioner to

approach this Court whenever any steps are taken by the fifth respondent or any other individual in pursuance of the telephonic message said to have been received by him. There shall be no order as to costs.

31.01.2005

ksld

To

1 The Government of Andhra Pradesh rep by Principal Secretary,

Department of Home, Secretariat, Hyderabad.
2 The District Collector, Cuddapah, Cuddapah District.
3 The Superintendent of Police, Cuddapah, Cuddapah District.
4 The Deputy Superintendent of Police, Cuddapah, Cuddapah District.
5 The Circle Inspector of Police, Task Force, First Floor, Tulak Police

Station, Cuddapah Town & District.

6 Two CCs. to the G.P. for Home, High Court of A.P.,

Hyderabad(OUT)

7 Two CD copies.